

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Anthony D. Harris

Docket No. 5:13-MJ-1343-1

Petition for Action on Probation

COMES NOW Tiffany C. Peacock, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Anthony D. Harris, who, upon an earlier plea of guilty to Driving While Impaired, Level 5, in violation of 18 U.S.C. § 13, assimilating NCGS 20-138.1, was sentenced by the Honorable Kimberly A. Swank, U.S. Magistrate Judge, on October 5, 2016, to 12 months probation under the conditions adopted by the court.

On October 13, 2016, the defendant provided a urine sample which later tested positive for cocaine. As a result of this violation, the court agreed to modify the defendant's conditions to include drug aftercare.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

On January 4, 2017, the defendant provided a urine specimen which later tested positive for cocaine. When confronted with the results, the defendant admitted the use. The defendant is currently enrolled in Substance Abuse Treatment and the Surprise Urinalysis Program. We will continue to monitor the defendant's progress, and as a result of this test, we are recommending 3 days in custody of The Bureau of Prisons. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that probation be modified as follows:

1. The defendant shall be confined in the custody of the Bureau of Prisons for a period of 3 days, as arranged by the probation office and shall abide by all rules and regulations of the designated facility.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

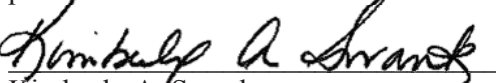
I declare under penalty of perjury that the foregoing is true and correct.

/s/ Eddie J. Smith
Eddie J. Smith
Supervising U.S. Probation Officer

/s/ Tiffany C. Peacock
Tiffany C. Peacock
U.S. Probation Officer
310 Dick Street
Fayetteville, NC 28301-5730
Phone: 910-354-2545
Executed On: February 7, 2017

ORDER OF THE COURT

Considered and ordered this 7th day of February, 2017, and ordered filed and made a part of the records in the above case.


Kimberly A. Swank
U.S. Magistrate Judge